



REMARKS

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Claims 31-34 were rejected under 35 U.S.C. 102(b) as being anticipated by Ameduri et al. in the article entitled "Synthesis and Polymerization of Fluorinated Monomers ..." in the Journal of Fluorine Chemistry, Parts 3 and 4. The applicants respectfully traverse this rejection.

The reference the Examiner has relied upon is not a 102(b) reference. The reference was published on November 26, 1998. Enclosed the copy of a statement from the editor of Journal of Fluorine Chemistry confirming that the vol. 92(1) of that journal wherein Ameduri parts 3 and 4 were published was made available only on November 26, 1998. The applicants have enclosed an English certified translation of their priority document. The applicants believe that they are entitled to an effective filing date of November 25, 1998, which antedates this reference. In view of the certified English translation of the priority document, the applicants believe that Ameduri parts 3 and 4 should be removed as a reference. For the above reasons, this rejection should be withdrawn.

The applicants respectfully request that the restricted claims be rejoined in this application. However, it the Examiner does not rejoin the claims, the applicants authorize the Examiner to cancel the non-elected claims.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 03-2775, under Order No. 05129-00048-US from which the undersigned is authorized to draw.



Docket No.: 05129-00048

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Respectfully submitted,

By

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Enclosure: English Certified translation

Statement from the editor of Journal of Fluorine Chemistry confirming that the reference published was made available only on November 26, 1998